

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Randall Eric Swanson Confirmation No. 4355
Serial No. 10/618,166 Examiner: Daniel R. Zirker
Filed: July 10, 2003 Group Art Unit: 1771
For: WALL PATCH

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL DECLARATION OF JERRY E. BROWER

1. I, Jerry E. Brower, declare that I am the President of Wall Repair Systems Inc. ("WRS") and that I am the assignee/owner of co-pending reference Application Number 10/728,647, filed on December 5, 2003, and the present U.S. Patent Application Serial No. 10/618,166, filed on July 10, 2003. I am personally familiar with the invention shown, described, and claimed in the '647 patent application and the present '166 patent application, as well as with the commercial embodiments incorporating the inventive principles disclosed in these applications.
2. The Fast Patch wall patch, which embodied the principles of this invention and is identified in Paragraph 7 of my first Declaration, was not offered for sale, sold, or publicly used or displayed before June 16, 1999.

3. I am unaware of any other product embodying the principles of the present invention that was offered for sale, sold, or publicly used or displayed before June 16, 1999.
4. I am unaware of any statutory or other bars that would prevent the issuance of a patent on the invention shown, described, and claimed in the '166 patent application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Wall Repair Systems Inc.

Dated: _____

7/17/2007



Jerry E. Brower
President